
SENATE BILL 5366

State of Washington 59th Legislature 2005 Regular Session

By Senators Schoesler, Prentice, Sheldon, Honeyford, Haugen and Delvin

Read first time 01/21/2005. Referred to Committee on Financial Institutions, Housing & Consumer Protection.

1 AN ACT Relating to movement of mobile homes; and amending RCW
2 46.44.170.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4 **Sec. 1.** RCW 46.44.170 and 2004 c 79 s 4 are each amended to read
5 as follows:

6 (1) Any person moving a mobile home as defined in RCW 46.04.302 or
7 a park model trailer as defined in RCW 46.04.622 upon public highways
8 of the state must obtain: (a) A special permit from the department of
9 transportation and local authorities pursuant to RCW 46.44.090 and
10 46.44.093 and shall pay the proper fee as prescribed by RCW 46.44.0941
11 and 46.44.096; and (b) for mobile homes constructed before 1976 (i) a
12 certificate from the department of labor and industries that the mobile
13 home complies with the safety rules adopted by the department of
14 licensing under RCW 43.22.340 and 43.22.432; or (ii) a copy of the
15 certificate of ownership together with an affidavit signed under
16 penalty of perjury by the certified owner stating that the mobile home
17 is being transferred to a wrecking yard or similar facility for
18 disposal.

1 (2) A special permit issued as provided in subsection (1) of this
2 section for the movement of any mobile home or a park model trailer
3 that is assessed for purposes of property taxes shall not be valid
4 until the county treasurer of the county in which the mobile home or
5 park model trailer is located shall endorse or attach his or her
6 certificate that all property taxes which are a lien or which are
7 delinquent, or both, upon the mobile home or park model trailer being
8 moved have been satisfied. Further, any mobile home or park model
9 trailer required to have a special movement permit under this section
10 shall display an easily recognizable decal. However, endorsement or
11 certification by the county treasurer and the display of the decal is
12 not required:

13 (a) When a mobile home or park model trailer is to enter the state
14 or is being moved from a manufacturer or distributor to a retail sales
15 outlet or directly to the purchaser's designated location or between
16 retail and sales outlets;

17 (b) When a signed affidavit of destruction is filed with the county
18 assessor and the mobile home or park model trailer is being moved to a
19 disposal site by a landlord as defined in RCW 59.20.030 after (i) the
20 mobile home or park model trailer has been abandoned as defined in RCW
21 59.20.030; or (ii) a final judgment for restitution of the premises
22 under RCW 59.18.410 has been executed in favor of the landlord with
23 regard to the mobile home or park model trailer. The mobile home or
24 park model trailer will be removed from the tax rolls and, upon
25 notification by the assessor, any outstanding taxes on the destroyed
26 mobile home or park model trailer will be removed by the county
27 treasurer; or

28 (c) When a signed affidavit of destruction is filed with the county
29 assessor by any mobile home or park model trailer owner or any property
30 owner with an abandoned mobile home or park model trailer, the same
31 shall be removed from the tax rolls and upon notification by the
32 assessor, any outstanding taxes on the destroyed mobile home or park
33 model trailer shall be removed by the county treasurer.

34 (3) If the landlord of a mobile home park takes ownership of a
35 mobile home or park model trailer with the intent to resell or rent the
36 same under RCW 59.20.030 after (a) the mobile home or park model
37 trailer has been abandoned as defined in RCW 59.20.030; or (b) a final
38 judgment for restitution of the premises under RCW 59.18.410 has been

1 executed in favor of the landlord with regard to the mobile home or
2 park model trailer, the outstanding taxes become the responsibility of
3 the landlord.

4 (4) It is the responsibility of the owner of the mobile home or
5 park model trailer subject to property taxes or the agent to obtain the
6 endorsement and decal from the county treasurer before a mobile home or
7 park model trailer is moved.

8 (5) This section does not prohibit the issuance of vehicle license
9 plates for a mobile home or park model trailer subject to property
10 taxes, but plates shall not be issued unless the mobile home or park
11 model trailer subject to property taxes for which plates are sought has
12 been listed for property tax purposes in the county in which it is
13 principally located and the appropriate fee for the license has been
14 paid.

15 (6) The department of transportation and local authorities are
16 authorized to adopt reasonable rules for implementing the provisions of
17 this section. The department of transportation shall adopt rules
18 specifying the design, reflective characteristics, annual coloration,
19 and for the uniform implementation of the decal required by this
20 section.

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